

SENATE FILE NO. SF0058

Eminent domain-limitations.

Sponsored by: Senator(s) Schiffer and Representative(s)
Shepperson

A BILL

for

1 AN ACT relating to the power of eminent domain; limiting
2 the persons who can exercise the power of eminent domain
3 for purposes of electrical power transmission and
4 distribution; and providing for an effective date.

5

6 *Be It Enacted by the Legislature of the State of Wyoming:*

7

8 **Section 1.** W.S. 1-26-815 by creating a new subsection
9 (d) is amended to read:

10

11 **1-26-815. Right of eminent domain granted; ways of**
12 **necessity for authorized businesses; purposes; extent.**

13

14 (d) The right to exercise the power of eminent domain
15 for electric power transmission and distribution, as
16 granted by subsection (a) of this section, shall be

1 exercised only by those persons meeting the definition of a
2 public utility as defined by W.S. 37-1-101(a)(vi)(C) and
3 by any cooperative electrical generation and transmission
4 association operating in interstate commerce whose rates
5 are not regulated by the Wyoming public service commission.

6

7 **Section 2.** This act is effective July 1, 2010.

8

9

(END)